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6

7 IN THE UNITED STATES DISTRICT COURT  
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
9 SAN JOSE DIVISION  
10

11 UNITED STATES OF AMERICA,	)	No. CR-11-00214-EJD
	)	
12 Plaintiff,	)	STIPULATION AND <del>[PROPOSED]</del>
	)	ORDER TO CONTINUE SENTENCING
13 vs.	)	HEARING TO AUGUST 12, 2013
	)	
14 IRINEO ALVAREZ-CHAVEZ,	)	
	)	
15 Defendant.	)	
	)	

16

17 **STIPULATION**

18 The parties, Irineo Alvarez-Chavez and the government, acting through their respective  
19 counsel and subject to the Court's approval, stipulate that the hearing date currently set for July  
20 1, 2013, be vacated and that the Court set a new hearing date of August 12, 2013, at 1:30 p.m..  
21 The reason for the continuance of the sentencing hearing is as follows.

22 The defendant is facing a violation of supervised release in the District of Arizona, based  
23 on his 2007, conviction for a violation of Title 8, United States Code, Section 1326, in case  
24 numbered 07CR00379-PHX-NVW. PSR ¶ 28. Defense counsel has spoken to United States  
25 Probation Officer Demitra Presley, from the District of Arizona. She informed me that they  
26 would be processing the Form 22, paperwork seeking a transfer of jurisdiction. Mr. Benjamin

1 Flores of our district told me that he received a similar telephone call. Consolidation of the  
2 current case before this court and the supervision violation from the District of Arizona will  
3 conserve valuable judicial resources which include transportation costs which would be needed  
4 to transport Mr. Alvarez-Chavez to Phoenix, Arizona, judicial time, and attorney expenses. For  
5 these reasons, the parties request that the Court continue the sentencing hearing to August 12,  
6 2013.

7 Defense counsel has conferred with United States Probation Officer Benjamin Flores,  
8 and he does not object to the continuance nor the date of August 12, 2013.

9 Dated: June 25, 2013

10 /s/  
11 MANUEL U. ARAUJO,  
Assistant Federal Public Defender

12 Dated: June 25, 2013


13 /s/  
14 MEREDITH J. EDWARDS,  
Special Assistant United States Attorney

~~PROPOSED~~ ORDER

GOOD CAUSE APPEARING, and by stipulation of the parties, IT IS HEREBY  
ORDERED that the status conference hearing in the above-captioned matter is continued from  
July 1, 2013, at 1:30 p.m., to August 12, 2013, at 1:30 p.m.

IT IS SO ORDERED.

Dated: 6/26, 2013

  
HONORABLE EDWARD J. DAVILA  
United States District Judge